IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
WEDNESDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE N.V. RAMANA
WRIT PETITION NO : 10916 of 2004

Between:

Syed Nayamuddin S/o. Late Salauddin
R/o. Gandhi Park Road, Guntur, Guntur District.

..... PETITIONER

AND

The Special Officer & Competent Authority, Urban Land Ceilings, 5th Line, Arundelpet, Guntur.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue any writ or order or direction more particularly one in the nature of writ of mandamus directing the arespondent to consider the representation of the Petitioner dt. 20.12.2003 and pass aorder determining the holding of the petitioner in terms of Government of A.P. issued Memo No. 73489/UCI(I) 93-94 dt. 15.02.2004.

For the Petitioner:MR.RAJA REDDY KONETI -ADVOCATE

For the Respondent No.: GP FOR LAND CEILING

The Court at the stage of admission made the Following :

ORDER:

The present writ petition is filed seeking a direction to the respondent to consider petitioner's representation dated 20-12-2003 and pass order determining the holding of the petitioner in terms of memo NO. 73489/UCI(I)93-94 dated 15-02-1994 issued by the Government of A.P.

It is stated that father of the petitioner filed a declaration under section 6(1) of the Urban Land (Ceiling and Regulation) Act, 1976 and the same was numbered as U.L.C.No.1678 of 1976, declaring a total extent of 3,506 sq.mtrs in T.S.No.9 and that the said property together with a thatched house was purchased by the mother of the petitioner on 27-2-1975. It is alleged that without passing an order under Section 8 (4) of the Act, the respondent authority declared the father of the petitioner as surplus holder. It is also alleged that the respondent without considering the fact that a building is existing over the subject land, has declared the land as vacant land. That the petitioner has made a representation to the respondent on 20-12-2003 bringing to the notice of the respondent, the memo of the Government dated 15-2-1994 whereby all the Special Officers were directed to reconsider the determination of excess holdings. Since, no action is taken thereon, the present writ petition is filed.

Heard learned counsel for petitioner and learned Government Pleader for Ceiling. Both counsel agreed for disposal of the writ petition.

In the circumstances, without going into the merits of the matter, the writ petition is disposed of directing the respondent to consider and dispose of the representation of the petitioner dated 20-12-2003 expeditiously in accordance with law. No costs.

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N.V.RAMANA,J

30TH JUNE , 2004

To

1..The Special Officer & Competent Authority,
Urban Land Ceilings, 5th Line, Arundelpet,
Guntur.
2...2CCs to G.P. for Ceiling, High Court of A.P., Hyderabad (OUT)
3.2CD copies

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